

BASSO

JUL 17 2007

FCC - MAIL ROOM

CC: 02-6

Re: E-Rate Waiver Request, Ewen-Trout Creek Consolidated School District

Enclosed is a Waiver Request filed on behalf of the Ewen-Trout Creek Consolidated School District.

If you have any questions, please contact me at 906.265.4410.

Sincerely,

Samuel M. Bass

Enclosures

No. of Copies rec'd 0
List A B C D E

Ewen - Trout Creek Consolidated Schools

Board of Education

James Ojala, President
John Pinkerton, Vice President
Kirk Schott, Secretary
Ryon Hokens, Treasurer
Holly Driesenga, Trustee
Jake Maki, Trustee
William Witt, Trustee

Office of Superintendent

14312 Airport Rd.
Ewen, MI 49925

Fax: (906) 988-2864

Administration

Catherine R. Shamion, Superintendent
(906) 988-2364 Ext. 229
Lee Lindberg, Principal
(906) 988-2365 Ext. 222

May 16, 2007

Ronald M. Basso
Basso & Basso
PO Box 63
Iron River, MI 49935

Re: E-rate funding request

Dear Mr. Basso:

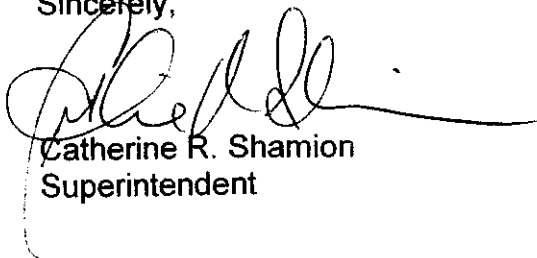
The Ewen-Trout Creek Consolidated Schools authorizes your firm to file a Request for Funding for funding year 2005 on our behalf with the Federal Communications Commission.

The request will involve assembling documentation to convince the FCC that the district deserves funding for the year 2005.

It is understood that you will file the request by June 25, 2007.

Thank you.

Sincerely,



Catherine R. Shamion
Superintendent

FEDERAL COMMUNICATIONS COMMISSION

Form 470 Application #955830000523895
Billed Entity Number (BEN): 131774
Applicant's Form Identifier: ETC 0506
Ewen-Trout Creek Consolidated Schools

CC Docket No. 02-6

WAIVER REQUEST

NOW COMES Ewen-Trout Creek Consolidated Schools (Applicant) and requests that it be granted a waiver so that it may be granted funding for the 2005 Funding Year (FY).

STATEMENT OF FACTS

Applicant is a poor, rural school district located in a remote part of the Upper Peninsula of Michigan. Applicant has filed for E-rate funding since the inception of the program. Applicant has received funding every year of the program except for FY 2005. Exhibit A.

Applicant did not file for funding in FY 2005.

Applicant's authorized signatory was the Superintendent, Russ Bailey. The superintendent relied upon the Business Manager, Sue Staff (Staff), to present the E-rate forms to him for signature. Staff had provided this service to the superintendent for E-rate funding purposes since 2000.

Staff failed to present the forms to the Superintendent for signature and filing for FY 2005.

Applicant had contracted with Technology Installation & Consulting (TIC) who assisted in preparing the E-rate forms for funding year 2005. Applicant was responsible for reviewing, signing, copying and mailing the forms in a timely manner.

Form 470 for FY 2005 was prepared in the usual course of business. The applicant's Form 470 is attached as Exhibit B.

The Form 471 was also prepared, in the regular course of business, and is attached as Exhibit C.

The filing deadline for FY 2005 was February 18, 2005. Exhibit D.

The date on the bottom of the Form 471, 2/15/05, was well within the filing window. Applicant had every reason to believe that the forms would be presented for signature. Staff failed to provide the forms to the Superintendent, as she had done in previous years.

FY 2005 was the last year that the business manager performed this function. Staff was put on a "non-disciplinary" leave of absence in September 2005. The reason for the leave related to problems with the audit for the Applicant for the 3rd year in a row. As many as 18 audit findings were enumerated.

Staff's reasons for the problems included personal issues as well as computer problems. The Applicant brought in 2 area finance experts to go through the accounts. It quickly became apparent to Applicant's Board of Education (Board) that Staff had failed to perform her duties and the Board negotiated her departure in lieu of firing her. An agreement was reached and Staff resigned effective January 1, 2006. It is clear that Staff's malfeasance created this problem for Applicant.

Applicant did not realize that the appropriate forms and paperwork had not been filed until September 2006 when applicant was contacted by the Regional Educational Media Center (REMC) and was informed that no E-rate funding had been received for FY 2005.

Tammy Gibson, Administrative Assistant to the Superintendent, Catherine Shamion, took over Staff's function in the fall of 2005 and E-rate funding has been received on a yearly basis since that time.

Applicant also sent out Requests for Proposals (RFP) for the services requested under the E-rate program. Included is an example of the RFP that was sent out for Internet Access. Exhibit E.

The due date for bids was February 9, 2007, and any proposals received would be evaluated using several criteria, the most important being price. Page 2 of Exhibit E.

Applicant would not have gone through such a process had it not intended on filing for E-rate funding. In fact, as pointed out above, Applicant had filed for funding every year of the program, except for FY 2005.

ARGUMENT

Applicant requests this honorable body to waive the filing deadline requirements for FY 2005 and allow applicant to file and receive E-rate funding for that year.

Applicant does not dispute the fact that it is ultimately responsible for the failure to perform by Staff. Applicant relied, in good faith, as it had done since FY 2000, on its Business Manager to review, prepare and bring the completed forms to Applicant's Superintendent for signature, as the authorized signatory for Applicant.

As pointed out above, applicant had all the necessary forms prepared and ready to file, followed all procedures required by the E-rate program including properly bidding for services, and was prepared to file before the FY 2005 window closed.

Applicant did not intentionally fail to file. Applicant did not intentionally disregard the timelines set by the E-rate program.

Applicant relied upon, to its detriment, an employee who had performed the same E-rate function since FY 2000. Perhaps Applicant should have been more vigilant in its assurances that the filing was performed. However, as with all organizations, certain individuals are charged with certain responsibilities. In the case at hand, Applicant had no reason to believe that the former business manager would be derelict in her duties to obtain the Superintendent's signature on the required forms in a timely manner.

especially since she had appropriately handled this responsibility since 2000.

Outside of this one year, Applicant has always properly filed its Forms and received E-rate funding. It would be unfair to not allow Applicant the opportunity to receive funding for FY 2005.

Applicant has learned a valuable lesson from this experience and should not be punished for the malfeasance of its former employee. Applicant's budgetary situation is dire and to not allow a waiver would present a hardship to Applicant. As of June 30, 2006, the last audited year available, Applicant's budget showed a deficit of \$1,237,824.

The services requested by Applicant in FY 2005 are eligible services and in fact have been funded in subsequent years.

Therefore, it is respectfully requested that Applicant be permitted to file the appropriate forms for FY 2005. Further, it is requested that the forms be reviewed and processed by the Universal Service Administrative Company to determine if Applicant is eligible for E-rate funding.

Respectfully submitted,

Ewen-Trout Creek Consolidated Schools

Dated: 7-16-07 Ronald M. Basso
By: Ronald M. Basso (P24805)
Basso & Basso Legal Services PLLC
PO Box 63
Iron River, MI 49935

Telephone: 800.295.4410
Email:

E-Rate Organizer Funding Search Analysis for All Funding Years

Applicant: EWEN-TROUT CREEK CONS SCH DIST

Entity #: 131774 Type: DISTRICT

Address: 218 MAPLE STREET, EWEN, MI 49925

Funding Year 2007

471	FRN	SPIN	Service Provider	Service *	Original Requested Amt	Funded	Disbursed	Util. %	Discount
551422	1521693	143001715	Ontonagon County Telephone Company	T	\$2,726.10	0	0	0%	75%
551422	1521712	143005329	PNG Telecommunications, Inc.	T	\$149.67	0	0	0%	75%
551422	1521792	143008900	AllTel Communications	T	\$1,107.00	0	0	0%	75%
551422	1521873	143004434	Regional Educational Media Center 1	IA	\$11,889.00	0	0	0%	75%
551422	1521898	143004434	Regional Educational Media Center 1	IA	\$600.03	0	0	0%	75%
					\$16,471.80	\$0.00	\$0.00		

Funding Year 2006

471	FRN	SPIN	Service Provider	Service *	Original Requested Amt	Funded	Disbursed	Util. %	Discount
506501	1392338	143001715	Ontonagon County Telephone Company	T	\$4,362.30	\$2,726.10	0	0%	75%
506501	1392673	143005329	PNG Telecommunications, Inc.	T	\$203.22	\$203.22	0	0%	75%
506501	1392706	143008900	AllTel Communications	T	\$1,107.00	\$1,107.00	\$645.75	58%	75%
506501	1392744	143004434	Regional Educational Media Center 1	IA	\$12,762.00	\$12,762.00	\$12,762.00	100%	75%
506501	1392760	143004434	Regional Educational Media Center 1	IA	\$600.03	\$600.03	\$600.03	100%	75%
					\$19,034.55	\$17,398.35	\$14,007.78		

Funding Year 2005

No data available for Entity Number 131774 in MI in funding year 2005

Funding Year 2004

471	FRN	SPIN	Service Provider	Service *	Original Requested Amt	Funded	Disbursed	Util. %	Discount
400582	1150902	143004434	Regional Educational Media Center 1	IA	\$8,957.25	\$8,957.25	\$8,957.25	100%	75%
400582	1150919	143001715	Ontonagon County Tel. Co.	T	\$4,340.97	\$4,340.97	\$4,317.30	99%	75%
400582	1150932	143007845	Superior Technologies, Inc.	T	\$1,127.25	\$1,127.25	\$816.85	72%	75%
400582	1150933	143005329	PNG Telecommunications, Inc.	T	\$599.07	\$599.07	\$599.07	100%	75%
					\$14,924.54	\$14,924.54	\$14,690.47		

Funding Year 2003

471	FRN	SPIN	Service Provider	Service *	Original Requested Amt	Funded	Disbursed	Util. %	Discount
357120	963239	143004434	Regional Educational Media Center #1	IA	\$9,403.56	\$9,403.56	\$9,403.56	100%	75%
357120	963241	143001715	Ontonagon County Tel. Co.	T	\$3,690.00	\$3,690.00	\$3,690.00	100%	75%
357120	963242	143017345	Superior Technologies, Inc.	T	\$1,134.00	\$1,134.00	\$1,134.00	100%	75%
357120	963245	143006913	CenturyTel Wireless, Inc.	T	\$675.00	\$675.00	0	0%	75%
					\$14,902.56	\$14,902.56	\$14,227.56		

Funding Year 2002

471	FRN	SPIN	Service Provider	Service *	Original Requested Amt	Funded	Disbursed	Util. %	Discount
299226	767596	143001715	Ontonagon County Tel. Co.	T	\$3,504.00	\$3,504.00	\$3,504.00	100%	73%
299226	767598	143017345	Superior Spectrum Inc.	T	\$1,051.20	\$1,051.20	\$1,051.20	100%	73%
299226	767599	143008900	ALLTEL Communications, Inc.	T	\$438.00	\$438.00	\$350.40	80%	73%
299226	767600	143004434	Regional Educational Media Center #1	IA	\$4,818.00	\$4,818.00	\$4,818.00	100%	73%
					\$9,811.20	\$9,811.20	\$9,723.60		

Funding Year 2001

471	FRN	SPIN	Service Provider	Service *	Original Requested Amt	Funded	Disbursed	Util. %	Discount
230027	534728	143001715	Ontonagon County Tel. Co.	T	\$6,120.00	\$5,760.00	\$3,597.06	62%	80%
230027	572483	143017345	Superior Spectrum Inc.	T	\$6,120.00	\$5,760.00	\$1,263.30	22%	80%
230027	572486	143006913	CenturyTel Wireless, Inc. f/k/a Century Cellunet, Inc.	T	\$2,550.00	\$2,400.00	\$707.62	29%	80%
230027	572493	143004426	Bell Tech.Logix	IC	\$62,100.00	\$0.00	0	0%	80%
230027	572494	143004396	Technology Installation and Consulting	IC	\$13,500.00	\$0.00	0	0%	80%
230027	572497	143004426	Bell Tech.Logix	IC	\$75,650.00	\$0.00	0	0%	80%
230027	572499	143004396	Technology Installation and Consulting	IC	\$12,750.00	\$0.00	0	0%	80%
					\$178,790.00	\$13,920.00	\$5,567.98		

Funding Year 2000

No data available for Entity Number 131774 in MI in funding year 2000

Funding Year 1999

471	FRN	SPIN	Service Provider	Service *	Original Requested Amt	Funded	Disbursed	Util. %	Discount
141903	272616	143001715	Ontonagon County Tel. Co.	T	\$5,760.00	\$0.01	0	0%	80%
141901	272617	143008900	ALLTEL Corp.	T	\$5,840.00	\$5,840.00	0	0%	80%
					\$5,840.00	\$5,840.01	\$0.00		

[HOME](#) | [CANCEL](#) | [HELP](#)EXHIBIT
B
7 PGS**FCC Form 470**

Universal Service Program Description of services Requested and Certification Form

**Entity Number:** 131774
Contact Person: Russ Bailey**Applicant's Form Identifier:** USF 05-06
Phone Number: 906-988-2364

**Please Record This Form 470 Application Number For Future Reference:
This Number Must Be Used To Complete Your Application,
If You Leave This Process Before The Application Is Completed.**

Form 470 Application#: 955830000523895[Next >>](#)

FCC Form

Approval by OMB
3060-0806**470**

Schools and Libraries Universal Service Description of Services Requested and Certification Form

Estimated Average Burden Hours Per Response: 4.0 hours

This form is designed to help you describe the eligible telecommunications-related services you seek so that this data can be posted on the Fund Administrator website and interested service providers can identify you as a potential customer and compete to serve you.

Please read instructions before beginning this application.

(To be completed by entity that will negotiate with providers.)

Block 1: Applicant Address and Identifications

Form 470 Application Number: 955830000523895
Applicant's Form Identifier: USF 05-06
Application Status: INCOMPLETE
Posting Date:
Allowable Contract Date:
Certification Received Date:

1. Name of Applicant: EWEN-TROUT CREEK CONSOLIDATED SCHOOL DISTRICT		
2. Funding Year: 07/01/2005 - 06/30/2006		3. Your Entity Number 131774
4a. Applicant's Street Address, P.O.Box, or Route Number 144 AIRPORT ROAD		
City EWEN	State MI	Zip Code 49925
b. Telephone number (906) 988- 2364		c. Fax number (906) 988- 2549
d. E-mail Address		
5. Type Of Applicant		
<input type="radio"/> Individual School (individual public or non-public school) <input type="radio"/> School District (LEA; public or non-public[e.g., diocesan] local district representing multiple schools) <input type="radio"/> Library (including library system, library branch, or library consortium applying as a library) <input type="radio"/> Consortium (intermediate service agencies, states, state networks, special consortia)		
6a. Contact Person's Name: Russ Bailey		
First, fill in every item of the Contact Person's information below that is different from Item 4, above . Then check the box next to the preferred mode of contact. (At least one box MUST be checked.)		
6b. Street Address, P.O.Box, or Route Number 144 AIRPORT ROAD		
City EWEN	State MI	Zip Code 49925

6c. Telephone Number	(906) 988- 2364
6d. Fax Number	(906) 988- 2549
6e. E-mail Address	

Block 2: Summary Description of Needs or Services Requested

<p>7 This Form 470 describes (check all that apply):</p> <p>a. <input checked="" type="checkbox"/> Tariffed services - telecommunications services, purchased at regulated prices, for which the applicant has no signed, written contract. A new Form 470 must be filed for tariffed services for each funding year.</p> <p>b. <input checked="" type="checkbox"/> Month-to-month services for which the applicant has no signed, written contract. A new Form 470 must be filed for these services for each funding year.</p> <p>c. <input checked="" type="checkbox"/> Services for which a new written contract is sought for the funding year in Item 2.</p> <p>d. <input type="checkbox"/> A multi-year contract signed on or before 7/10/97 but for which no Form 470 has been filed in a previous program year.</p> <p>NOTE: Services that are covered by a signed, written contract executed pursuant to posting of a Form 470 in a previous program year OR a contract signed on/before 7/10/97 and reported on a Form 470 in a previous year as an existing contract do NOT require filing of a Form 470.</p>
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What kinds of service are you seeking: Telecommunications Services, Internet Access, or Internal Connections? Refer to the Eligible Services List at www.sl.universalservice.org for examples. Check the relevant category or categories (8, 9, and/or 10 below), and answer the questions in each category you select.

8 ☒ Telecommunications Services

Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?

a ☒ YES, I have an RFP. It is available on the Web at www.goisd.org/usf05/etc or via (check one):

☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

b ☐ NO, I do not have an RFP for these services.

If you answered NO, you must list below the Telecommunications Services you seek. Specify each service or function (e.g., local voice service) and quantity and/or capacity (e.g., 20 existing lines plus 10 new ones). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Telecommunications Services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Add additional lines if needed.

9 ☒ Internet Access

Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?

a ☒ YES, I have an RFP. It is available on the Web at www.goisd.org/usf05/etc or via (check one):

☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

b ☐ NO, I do not have an RFP for these services.

If you answered NO, you must list below the Internet Access Services you seek. Specify each service or function (e.g., monthly Internet service) and quantity and/or capacity (e.g., for 500 users). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Internet Access services. Add additional lines if needed.

10 ☐ Internal Connections

Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?

a ☒ **YES**, I have an RFP. It is available on the Web at **www.goisd.org/usf05/etc** or via (check one):

☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

b ☒ **NO**, I do not have an RFP for these services.

If you answered **NO**, you must list below the Internal Connections Services you seek. Specify each service or function (e.g., local area network) and quantity and/or capacity (e.g., connecting 10 rooms and 300 computers at 56kbps or better). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Internal Connections services. Add additional lines if needed.

11 (Optional) Please name the person on your staff or project who can provide additional technical details or answer specific questions from service providers about the services you are seeking. This need not be the contact person listed in Item 6 nor the signer of this form.

Name: Sue Staff Title: Business Manager

Telephone number
(906) 988 - 2364

Fax number
(906) 988 - 2864

E-mail Address
staffs@etc.k12.mi.us

12. ☐ Check here if there are any restrictions imposed by state or local laws or regulations on how or when providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures, and/or provide Web address where they are posted and a contact name and telephone number for service providers without Internet access.

13. If you intend to enter into a multi-year contract based on this posting or a contract featuring an option for voluntary extensions you may provide that information below. If you have plans to purchase additional services in future years, or expect to seek new contracts for existing services, summarize below (including the likely timeframes).

Block 3: Technology Assessment

14. ☐ **Basic telephone service only:** If your application is for basic local and long distance telephone service (wireline or wireless) only, check this box and skip to Item 16.

15. Although the following services and facilities are ineligible for support, they are usually necessary to make effective use of the eligible services requested in this application. Unless you indicated in Item 14 that your application is **ONLY** for basic telephone service, you must check at least one box in (a) through (e). You may provide details for purchases being sought.

a. Desktop communications software: Software required ☒ has been purchased; and/or ☐ is being sought.

b. Electrical systems: ☐ adequate electrical capacity is in place or has already been arranged; and/or ☐ upgrading for additional electrical capacity is being sought.

c. Computers: a sufficient quantity of computers ☐ has been purchased; and/or ☐ is being sought.

d. Computer hardware maintenance: adequate arrangements ☐ have been made; and/or ☐ are being sought.

e. Staff development: ☐ all staff have had an appropriate level of training /additional training has already been scheduled; and/or ☐ training is being sought.

f. Additional details: Use this space to provide additional details to help providers to identify the services you

Block 4: Recipients of Service

16. Eligible Entities That Will Receive Services:

Check the ONE choice (a,b or c) that best describes this application and the eligible entities that will receive the services described in this application. You will then list in Item 17 the entity/entities that will pay the bills for these services.

- a. ☒ Individual school or single-site library.
- b. ☒ Statewide application for (enter 2-letter state code) representing (check all that apply):
- ☐ All public schools/districts in the state:
 - ☐ All non-public schools in the state:
 - ☐ All libraries in the state:

If your statewide application includes INELIGIBLE entities, check here. ☒ **If checked, complete Item 18.**

- c. ☒ School district, library system, or consortium application to serve multiple eligible entities:

Number of eligible entities	1
For these eligible sites, please provide the following	
Area Codes (list each unique area code)	Prefixes associated with each area code (first 3 digits of phone number) separate with commas, leave no spaces
906	988

If your application includes INELIGIBLE entities, check here. ☒ If checked, complete Item 18.

17. Billed Entities

List the entity/entities that will be paying the bills directly to the provider for the services requested in this application. These are known as Billed Entities. At least one line of this item *must* be completed. Attach additional sheets if necessary.

Entity Number	Entity
131774	EWEN-TROUT CREEK CONSOLIDATED SCHOOL DISTRICT

18. Ineligible Participating Entities

Does your application also seek bids on services to entities that are not eligible for the Universal Service Program? If so, list those entities here (attach pages if needed):

Ineligible Participating Entity	Area Code	Prefix
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Block 5: Certification

19. The applicant includes:(Check one or both)

- a. ☒ schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7801(18) and (38), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school (including, but not limited to elementary and secondary schools, colleges and universities).

20. All of the individual schools, libraries, and library consortia receiving services under this application are covered by:

- a. ☒ individual technology plans for using the services requested in the application, and/or
- b. ☐ higher-level technology plans for using the services requested in the application, or
- c. ☐ no technology plan needed; application requests basic local and/or long distance telephone service only.

21. Status of technology plans (if representing multiple entities with mixed technology plan status, check both a and b):

- a. ☒ technology plan(s) has/have been approved by a state or other authorized body.
- b. ☐ technology plan(s) will be approved by a state or other authorized body.
- c. ☐ no technology plan needed; application requests basic local and long distance telephone service only.

22. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.

23. ☒ I recognize that support under this support mechanism is conditional upon the school(s) or library(ies) I represent securing access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to use the services purchased effectively.

24. ☒ I certify that I am authorized to submit this request on behalf of the above-named entities, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

25. Signature of authorized person: ☐

26. Date (mm/dd/yyyy):

27. Printed name of authorized person: **Russ Bailey**

28. Title or position of authorized person: **Superintendent**

29a. Address of authorized person: **144 Airport Rd.**
City: **Ewen** State: **MI** Zip: **49925**

29b. Telephone number of authorized person: (906) 988 - 2364

29c. Fax number of authorized person: (906) 9882864

29d. E-mail address number of authorized person: rbailey@goisd.k12.mi.us

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

Service provider involvement with preparation or certification of a Form 470 can taint the competitive bidding process and result in the denial of funding requests. For more information, refer to the "Service Provider Role in Assisting Customers" at www.sl.universalservice.org/vendor/manual/chapter5.doc or call the Client Service Bureau at 1-888-203-8100.

NOTICE: Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Description of Services Requested and Certification Form (FCC Form 470) with the Universal Service Administrator, 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, information provided in or submitted with this form or in response to subsequent inquiries may also be subject to disclosure consistent with the Communications Act of 1934, FCC regulations, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law.

If you owe a past due debt to the federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

Please submit this form to:

**SLD-Form 470
P.O. Box 7026
Lawrence, Kansas 66044-7026
1-888-203-8100**

For express delivery services or U.S. Postal Service, Return Receipt Requested, mail this form to:

**SLD-Form 470
c/o Ms. Smith
3833 Greenway Drive
Lawrence, Kansas 66046
1-888-203-8100**

FCC Form 470
May 2003

EXHIBIT
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Service Order and Confirmation Form

[Block 2 & 3](#)[Block 4](#)[Block 5](#)[Block 6](#)

Applicant's Form Identifier: ETC 0506 Telecom

Entity Number: 131774

Contact Person: Sue Staff

Phone Number: (906) 988-2364

IMPORTANT

Please record this application's information in a secure place for future reference

471 Application Number: 467455

Entity Number of Billed Entity (Applicant): 131774

Security Code Number: 96300

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Schools and Libraries Universal Service Program Services Ordered and Certification Form 471 Application Display

Block 1: Billed Entity Information

Applicant's Form Identifier: ETC 0506
Telecom

471 Application Number: 467455

Cert. Postmark Date:

Out of Window Letter Date:

Funding Year: 07/01/2005 -
06/30/2006

Form Status: COMPLETE

Billed Entity Number:
131774

RAL Date:

Name: EWEN-TROUT CREEK CONSOLIDATED SCHOOL DISTRICT
Address: 144 AIRPORT ROAD
City: EWEN **State:** MI **Zip:** 49925
Phone: 906-988-2364 **Ext:**
Fax: 906-988-2549

Contact Name: Sue Staff
Address: 144 AIRPORT ROAD
City: EWEN **State:** MI **Zip:** 49925
Contact Phone: 906-988-2364 **Ext:**
Contact Fax: 906-988-2549 **Ext:**
E-mail: sstaff@goisd.net
Contact Mode: FAX
Alternate Contact Info.:

Type of Application: SCHOOL DISTRICT

Ineligible Orgs: N

Block 2: Impact of Services Ordered on Schools

Number of students to be served: 371

SERVICE DESCRIPTION	BEFORE ORDER	AFTER ORDER
b Telephone service: Number of classrooms with phone service	20	20
c Dial-up Internet access: Number of connections (up to 56kbps)	0	0
d Direct broadband services: Number of buildings served at the following speeds:		
Less than 10 mbps	0	0
Between 10 mbps and 200 mbps	1	1
Greater than 200 mbps	0	0
e Direct connections to the Internet: Number of drops	130	130
f Number of classrooms with Internet access	20	20
g Number of computers or other devices with Internet access	104	104

Block 3: Impact of Services Ordered on Libraries

NOT APPLICABLE AS THIS APPLICATION IS FOR DISTRICT

Block 4: Worksheets

Worksheet A No: 673445 Student Count: 378

Weighted Product (Sum. Column 8): 282.1

Shared Discount: 75%

1. School Name: EWEN-TROUT CREEK CONSOLIDATED ELEMENTARY SCHOOL

2. Entity Number: 230403 NCES: 26 00014 03877

3. Rural/Urban: Rural

4. Student Count: 175 5. NSLP Students: 101 6. NSLP Students/Students: 57.714%

7. Discount: 80% 8. Weighted Product: 140

9. Pre-K/Adult Ed/Juv: N 10. Alt Disc Mech: N

1. School Name: EWEN-TROUT CREEK JR-SR H S

2. Entity Number: 58592 NCES: 26 00014 03877

3. Rural/Urban: Rural

4. Student Count: 203 5. NSLP Students: 90 6. NSLP Students/Students: 44.334%

7. Discount: 70% 8. Weighted Product: 142.1

9. Pre-K/Adult Ed/Juv: N 10. Alt Disc Mech: N

Block 5: Discount Funding Request(s)

FRN: 1285809 FCDL Date:	
10. Original FRN:	
11. Category of Service: Internet Access	12. 470 Application Number: 955830000523895
13. SPIN: 143004434	14. Service Provider Name: Regional Educational Media Center 1
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: MTM
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 02/09/2005	18. Contract Award Date:
19a. Service Start Date: 07/01/2005	19b. Service End Date: 06/30/2006
20. Contract Expiration Date:	
21. Attachment #: 1	22. Block 4 Worksheet No.: 673445
23a. Monthly Charges: \$1,326.00	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$1,326.00	23d. Number of months of service: 12

23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$15,912.00	
23f. Annual non-recurring (one-time) charges: \$0.00	23g. Ineligible non-recurring amt.: \$0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$0.00	
23i. Total program year pre-discount amount (23e + 23h): \$15,912.00	
23j. % discount (from Block 4): 75	
23k. Funding Commitment Request (23i x 23j): \$11,934.00	

FRN: 1285815 FCDL Date:	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 955830000523895
13. SPIN: 143001715	14. Service Provider Name: Ontonagon County Telephone Company
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: MTM
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 02/09/2005	18. Contract Award Date:
19a. Service Start Date: 07/01/2005	19b. Service End Date: 06/30/2006
20. Contract Expiration Date:	
21. Attachment #: 2	22. Block 4 Worksheet No.: 673445
23a. Monthly Charges: \$528.16	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$528.16	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$6,337.92	
23f. Annual non-recurring (one-time) charges: \$0.00	23g. Ineligible non-recurring amt.: \$0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$0.00	
23i. Total program year pre-discount amount (23e + 23h): \$6,337.92	
23j. % discount (from Block 4): 75	
23k. Funding Commitment Request (23i x 23j): \$4,753.44	

FRN: 1285818 FCDL Date:	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 955830000523895
13. SPIN: 143017345	14. Service Provider Name: Superior Technologies, Inc.
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: MTM
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 02/09/2005	18. Contract Award Date:
19a. Service Start Date: 07/01/2005	19b. Service End Date: 06/30/2006
20. Contract Expiration Date:	
21. Attachment #: 3	22. Block 4 Worksheet No.: 673445
23a. Monthly Charges: \$203.94	23b. Ineligible monthly amt.: \$0.00

23c. Eligible monthly amt.: \$203.94	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$2,447.28	
23f. Annual non-recurring (one-time) charges: \$0.00	23g. Ineligible non-recurring amt.: \$0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$0.00	
23i. Total program year pre-discount amount (23e + 23h): \$2,447.28	
23j. % discount (from Block 4): 75	
23k. Funding Commitment Request (23i x 23j): \$1,835.46	

FRN: 1285822 FCDL Date:	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 955830000523895
13. SPIN: 143008900	14. Service Provider Name: AllTel Communications
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: MTM
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 02/09/2005	18. Contract Award Date:
19a. Service Start Date: 07/01/2005	19b. Service End Date: 06/30/2006
20. Contract Expiration Date:	
21. Attachment #: 4	22. Block 4 Worksheet No.: 673445
23a. Monthly Charges: \$85.86	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$85.86	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$1,030.32	
23f. Annual non-recurring (one-time) charges: \$0.00	23g. Ineligible non-recurring amt.: \$0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$0.00	
23i. Total program year pre-discount amount (23e + 23h): \$1,030.32	
23j. % discount (from Block 4): 75	
23k. Funding Commitment Request (23i x 23j): \$772.74	

FRN: 1285830 FCDL Date:	
10. Original FRN:	
11. Category of Service: Internet Access	12. 470 Application Number: 955830000523895
13. SPIN: 143004434	14. Service Provider Name: Regional Educational Media Center 1
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: MTM
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 02/09/2005	18. Contract Award Date:
19a. Service Start Date: 07/01/2005	19b. Service End Date: 06/30/2006
20. Contract Expiration Date:	
21. Attachment #: 5	22. Block 4 Worksheet No.: 673445
23a. Monthly Charges: \$50.00	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$50.00	23d. Number of months of service: 12

23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$600.00	
23f. Annual non-recurring (one-time) charges: \$0.00	23g. Ineligible non-recurring amt.: \$0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$0.00	
23i. Total program year pre-discount amount (23e + 23h): \$600.00	
23j. % discount (from Block 4): 75	
23k. Funding Commitment Request (23i x 23j): \$450.00	

Block 6: Certifications and Signature

24. ☒ I certify that the entities listed in Block 4 of this application are eligible for support because they are: (check one or both)

a. ☒ schools under the statutory definitions of elementary and secondary schools found in the **No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7801(18) and (38)**, that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or

b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools including, but not limited to elementary, secondary schools, colleges, or universities

25. ☒ I certify that the entity I represent or the entities listed on this application have secured access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity, necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that the entities I represent or the entities listed in this application have secured access to all of the resources to pay the discounted charges for eligible services from funds to which access has been secured in the current funding year. I certify that the Billed Entity will pay the non-discount portion of the cost of the goods and services to the service provider(s).

a.	Total funding year pre-discount amount on this Form 471 (Add the entities from Item 23i on all Block 5 Discount Funding Requests.)	\$26,327.52
b.	Total funding commitment request amount on this Form 471 (Add the entities from Items 23K on all Block 5 Discount Funding Requests.)	\$19,745.64
c.	Total applicant non-discount share (Subtract Item 25b from Item 25a.)	\$6,581.88
d.	Total budgeted amount allocated to resources not eligible for E-rate support	\$45,800.00
e.	Total amount necessary for the applicant to pay the non-discount share of the services requested on this application AND to secure access to the resources necessary to make effective use of the discounts. (Add Items 25c and 25d.)	\$52,381.88
f.	Check this box if you are receiving any of the funds in Item 25e directly from a service provider listed on any Forms 471 filed by this Billed Entity for this funding year, or if a service provider listed on any of the Forms 471 filed by this Billed Entity for this funding year assisted you in locating funds in Items 25e.	

26. ☒ I certify that all of the schools and libraries or library consortia listed in Block 4 of this application are covered by technology plans that are written, that cover all 12 months of the funding year, and that have been or will be approved by a state or other authorized body, and an SLD-certified technology plan approver, prior to the commencement of service. The plans are written at the following level(s):

a. ☒ an individual technology plan for using the services requested in this application; and/or

b. ☐ higher-level technology plan(s) for using the services requested in this application; or

c. ☐ no technology plan needed: applying for basic local, cellular, PCS, and/or long distance telephone service

and/or voice mail only.

27. ☒ I certify that I posted my Form 470 and (if applicable) made my RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted were carefully considered and the most cost-effective service offering was selected, with price being the primary factor considered, and is the most cost-effective means of meeting educational needs and technology plan goals.

28. ☒ I certify that the entity responsible for selecting the service provider(s) has reviewed all applicable FCC, state, and local procurement/competitive bidding requirements and that the entity or entities listed on this application have complied with them.

29. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. Sec. 54.500(k). Additionally, I certify that the Billed Entity has not received anything of value or a promise of anything of value, other than services and equipment requested under this form, from the service provider(s) or any representative or agent thereof or any consultant in connection with this request for services.

30. ☒ I certify that I and the entity(ies) I represent have complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments. There are signed contracts covering all of the services listed on this Form 471 except for those services provided under non-contracted tariffed or month-to-month arrangements. I acknowledge that failure to comply with program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.

31. ☒ I acknowledge that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of benefits from those services.

32. ☒ I certify that I will retain required documents for a period of at least five years after the last day of service delivered. I certify that I will retain all documents necessary to demonstrate compliance with the statute and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts, and that if audited, I will make such records available to the Administrator. I acknowledge that I may be audited pursuant to participation in the schools and libraries program.

33. ☒ I certify that I am authorized to order telecommunications and other supported services for the eligible entity(ies) listed on this application. I certify that I am authorized to submit this request on behalf of the eligible entity(ies) listed on this application, that I have examined this request, that all of the information on this form is true and correct to the best of my knowledge, that the entities that are receiving discounts pursuant to this application have complied with the terms, conditions and purposes of this program, that no kickbacks were paid to anyone and that false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under the Title 18 of the United States Code, 18 U.S.C. Sec. 1001 and civil violations of the False Claims Act.

34. ☒ I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I will institute reasonable measures to be informed, and will notify USAC should I be informed or become aware that I or any of the entities listed on this application, or any person associated in any way with my entity and/or entities listed on this application, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the schools and libraries support mechanism.

35. ☒ I certify that if any of the Funding Requests on this Form 471 are for discounts for products or services that contain both eligible and ineligible components, that I have allocated the cost of the contract to eligible and ineligible companies as required by the Commission's rules at 47 C.F.R. Sec. 54.504(g)(1),(2).

36. ☒ I certify that this funding request does not constitute a request for internal connections services, except basic maintenance services, in violation of the Commission requirement that eligible entities are not eligible for

such support more than twice every five funding years beginning with Funding Year 2005 as required by the Commission's rules at 47 C.F.R. Sec. 54.506(c).

37. ☒ I certify that the non-discounted portion of the costs for eligible services will not be paid by the service provider. The pre-discount costs of eligible services features on this Form 471 are net of any rebates or discounts offered by the service provider. I acknowledge that, for the purpose of this rule, the provision, by the provider of a supported service, of free services or products unrelated to the supported service or product constitutes a rebate of some or all of the cost of the supported services.

40. Printed name of authorized person **Russ Bailey**

41. Title or position of authorized person **Superintendent**

42a. Street Address, P.O Box or Route Number **144 Airport Rd.
Ewen, MI 49925**

42b. Telephone number of authorized person: **(906) 988-2364**

42c. Fax number of authorized person: **(906) 254-2549**

42d. E-mail of authorized person: **rbailey@goisd.k12.mi.us**

42e. Name of authorized person's employer **Ewen-Trout Creek Consolidated School District**

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EXHIBIT
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Form 471

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Ewen-Trout Creek Consolidated School District's USF RFPs can be found at
<http://www.goisd.org/usf2005/etc>
RFP closing date February 9, 2005.

Ewen-Trout Creek Consolidated School District
Russ Bailey

144 Airport Rd., Ewen, MI 49925
rbailey@goisd.k12.mi.us

RFP for Internet Access

Vendor will provide broadband connectivity to the public Internet.

Internet service will include –

- Email service
- DNS service
- Domain name registration
- Webpage hosting for district websites
- Firewall service including blocking, limiting, and prioritizing Internet traffic by protocol per district requirements and requests

Internet access will be minimally dual-homed (two separate Global Internet Service Providers) in the UP, on physically separate network infrastructures.

Internet access will be burstable speed, with a minimum speed of 1.5 Mb/s up to 10 Mb/s. Internet access will be low latency, high speed, capable of supporting standard Internet traffic, Internet2 traffic, and video over IP (H.323).

Internet access will be delivered to the district via a VLAN from the ISD WAN, so will be delivered to the ISD office in Hancock (809 Hecla St, Hancock, MI 49930). Any equipment necessary to interface with the Ethernet network there will be supplied by the vendor as a leased part of the cost.

Bids are due February 9, 2005.

The Ewen-Trout Creek Consolidated School District reserves the right to reject any or all proposals. We will select the winning proposal based on the quality of the proposal, the vendor's reputation, and the price. The district will award the contracts where in the judgment of the district, such award is in the best interest of the district.

Some of the district USF RFPs do not contain detailed specifications for the hardware needed to accomplish said purpose. Rather, it contains a description of the general functional requirements of the various buildings and Internet connectivity. It is left to the respondent to evaluate the needs of the District, and propose specific solutions accordingly. Proposals will be partially judged on how well this is done. Each proposal received, whether for all or part of the envisioned system, will be evaluated on its merits. Cost is a significant factor in any such evaluation, but it is the District's goal to develop a quality, as well as cost-effective, system.

Inquiries

All questions regarding an RFP are to be submitted via e-mail and the answers will be

posted to the appropriate web page. Questions may be submitted by E-mail to the address listed on the appropriate form 470.

Submitting Proposals

Send final proposals to:

Ewen-Trout Creek Consolidated School District

Russ Bailey

144 Airport Rd., Ewen, MI 49925

Process for Submitting Proposals

Proposals shall be organized into the following sections to make it easier for the District to evaluate them.

- Table of contents with page numbers
- Company brief including vendor USF SPIN and FCC RN numbers
- Summary
- Proposed configurations and costs
- Hardware and Software specifications where appropriate
- Installation
- List of references
- Addendum

The proposal shall contain a cover letter made upon the letterhead of the respondent. An original plus one (1) copy of each proposal is required. Sealed proposals are to be delivered to the District on or before the Closing Date and Time. Proposals should be clearly marked - "Proposal for USF RFP for (service)". Proposals received after the closing date and time will be rejected.

Selecting Proposals

1. Proposals will be selected using the following criteria (listed in order of importance) which are subject to review by our staff.
 - Price
 - Conformity to District Standards
 - Dealer Reputation for quality and service
 - Brand Reputation and Quality
 - Warranty/Service/Support
 - Product Availability and Delivery
 - Vendors adherence to bid specifications.
2. Alternatives, variations and exceptions must be clearly stated.
3. We reserve the right to consider proposals based on their relative merit, risk and value to our school district.
4. We reserve the right to negotiate with any vendor. The successful vendors may be asked to participate in negotiations and be asked to make revisions to their proposals based on these negotiations.

5. We reserve the right to cancel in part or all of this RFP if it is in the best interest of our students.
6. This RFP does not commit us to award a contract, to pay any costs incurred in the preparation of a response to this request, or to procure or contract for services or equipment.
7. Where the quantity purchased affects the price per unit, the vendor is to indicate the price break points in relation to the number of units.
8. Product pricing shall be in effect for the period covered by this USF application.
10. The vendor's proposal will indicate the product's availability and a delivery timetable.
11. Vendors must be an authorized re-seller of the products that they propose.
12. Vendors must list the certifications that they possess that are relevant to the products or work they propose.
13. All bids must be itemized and include the per unit and total extended cost of items. Any and all delivery, shipping, and insurance charges must also be listed.
14. Vendors may be asked to provide references related to product installation, financial stability, support services and/or understanding of educational computing needs.
15. In submitting a bid, each vendor represents that they have read and understand these requirements.
16. Vendors are required to comply with all USF and FCC regulations, including but not limited to document retention requirements.
17. Any USF ineligible components will be broken out by the vendor, with separate costs for each component. If ineligible components cannot be cost allocated and are part of the standard product offering, the vendor will include a signed statement to that effect.
18. Month-to-month services are preferred when possible, to ease USF paperwork and limit long term commitments and termination fees.

Rejection of Proposals

The District reserves the right to accept or reject any and all proposals and to waive any minor discrepancies or technicalities in the proposal or specifications, or in the event that the Universal Service Funding, which is required to complete this project fails, or when deemed to be in the best interest of the District.